

STATE OF TENNESSEE

PRIVATE CHAPTER NO. 4

HOUSE BILL NO. 2385

By Representatives McDonald, Maggart

Substituted for: Senate Bill No. 2354

By Senator Black

AN ACT to amend Chapter 67 of the Private Acts of 1953; as amended by Chapter 74 of the Private Acts of 1955; Chapter 31 of the Private Acts of 1957; Chapter 12 of the Private Acts of 1963; Chapter 192 of the Private Acts of 1967; Chapter 393 of the Private Acts of 1972; Chapter 29 of the Private Acts of 1973; Chapter 177 of the Private Acts of 1975; Chapter 70 of the Private Acts of 1975; Chapter 67 of the Private Acts of 1975; Chapter 97 of the Private Acts of 1981; Chapter 233 of the Private Acts of 1982; Chapter 63 of the Private Acts of 1987; Chapter 84 of the Private Acts of 1995; Chapter 109 of the Private Acts of 1995; Chapter 48 of the Private Acts of 1999; Chapter 101 of the Private Acts of 2000; Chapter 40 of the Private Acts of 2001 and Chapter 153 of the Private Acts of 2002; and any other acts amendatory thereto, relative to the charter of the city of Gallatin.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Article I, Section 3 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 97 of the Private Acts of 1981, and any other acts amendatory thereto, is amended by deleting the first sentence in its entirety and by substituting instead the language "Be it further enacted that the corporate authority of said City shall be vested in a Mayor and City Council consisting of seven Aldermen."

SECTION 2. Article II, Section 1 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 74 of the Private Acts of 1955, Chapter 31 of the Private Acts of 1957, Chapter 12 of the Private Acts of 1963, Chapter 192 of the Private Acts of 1967, Chapter 393 of the Private Acts of 1972, Chapter 70 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981, and Chapter 48 of the Private Acts of 1999, and any other acts amendatory thereto, is amended by deleting subdivision (27) in its entirety and by substituting instead the following language:

(27) To enforce any ordinance, rule or regulation by means of fines, forfeitures and penalties, or by action or proceedings in any court of competent jurisdiction, or by any one or more of such means and to impose costs as a part thereof, however, no punitive fine, forfeiture, or penalty levied by a court for violation of a municipal ordinance shall exceed fifty dollars (\$50.00).

SECTION 3. Article III, Section 2 of Chapter 67 of the Private Acts of 1953, as amended Chapter 233 of the Private Acts of 1982, Chapter 63 of the Private Acts of 1987, Chapter 109 of the Private Acts of 1995, Chapter 40 of the Private Acts of 2001, and Chapter 153 of the Private Acts of 2002, and any other acts amendatory thereto, is

amended by deleting the language "The director of finance, fire chief" and substituting instead the language "The fire chief".

SECTION 4. Article III, Section 7 of Chapter 67 of the Private Acts of 1953, and any other acts amendatory thereto, is amended by deleting the following words from the third sentence:

and the Superintendent of Public Works

SECTION 5. Article III, Section 10 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 70 of the Private Acts of 1975, Chapter 177 of the Private Acts of 1975, and Chapter 97 of the Private Acts of 1981, and any other acts amendatory thereto, is amended by adding the following sentence thereto:

When acting as Mayor during a temporary absence, but not during a vacancy in said office, the Mayor pro tem shall retain his or her vote just as when acting as an Alderperson.

SECTION 6. Article VII, Section 3 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 29 of the Private Acts of 1973 and Chapter 97 of the Private Acts of 1981, and any other acts amendatory thereto, is amended by deleting the language "and shall have the power to accept service of process" from the fifth sentence.

SECTION 7. Article VIII A, Section 1 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 393 of the Private Acts of 1972, Chapter 97 of the Private Acts of 1981 and Chapter 63 of the Private Acts of 1987, and any other acts amendatory thereto, is amended by adding the language "when so directed by the Mayor or City Council" immediately after the language "at all meetings of the City Council".

SECTION 8. Article VIII B, Section 1 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 393 of the Private Acts of 1972, Chapter 97 of the Private Acts of 1981 and Chapter 63 of the Private Acts of 1987, and any other acts amendatory thereto, is amended by adding the words "when so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 9. Article VIII C, Section 1 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 393 of the Private Acts of 1972, Chapter 67 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981 and Chapter 101 of the Private Acts of 2000, and any other acts amendatory thereto, is amended by adding the words "when so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 10. Article X, Section 1 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 70 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981 and Chapter 84 of the Private Acts of 1995, and any other acts amendatory thereto, is amended by deleting the language "Mayor" in the third sentence and substituting the language "City Recorder".

SECTION 11. Article XIII, Section 2 of Chapter 67 of the Private Acts of 1953, as amended by Chapter 29 of the Private Acts of 1973 and Chapter 97 of the Private Acts of 1981, and any other acts amendatory thereto, is amended by adding the words "when

so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 12. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the city of Gallatin. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 13. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 12.

PASSED: April 16, 2009


KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 30th day of April 2009


PHIL BREDESEN, GOVERNOR